

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Miscellaneous No.52213 of 2018**

Arising Out of PS.Case No. -20 Year- 2018 Thana -NADI NAINAHA District-  
WESTCHAMPARAN(BETTIAH)

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Rakesh Yadav @ Tiwari Son of Sri Balistar Yadav, resident of village-  
Rajwatiya, P.S.- Bagaha, District- West Champaran.

.... .... Petitioner/s

Versus

The State of Bihar

.... .... Opposite Party/s

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**Appearance :**

For the Petitioner/s : Mr. Umesh Chandra Verma

For the Opposite Party/s : Mrs. Indu Kumari Srivastava

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**CORAM: HONOURABLE MR. JUSTICE PRAKASH CHANDRA**  
**JAISWAL**

ORAL ORDER

02    25-08-2018            Heard learned counsel for the petitioner and learned APP  
for the State.

The petitioner seeks bail in a case registered for the offence  
punishable under Section 30 (a) of the Bihar Prohibition and  
Excise Act, 2016.

19 liters of foreign liquor is said to have been recovered  
from the possession of the petitioner.

It is submitted by learned counsel for the petitioner that no  
incriminating article has been recovered from the conscious  
physical possession of the petitioner. He has no concern with the  
seized liquor. He has been falsely implicated in this case by the  
police merely on suspicion while he was passing through the place  
of occurrence at the time of occurrence and the real culprit



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managed to escape dumping the aforesaid liquor there seeing the police personnel. He has no criminal antecedent and has been languishing in custody since 20.05.2018.

In the facts and circumstances of the case, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs. 10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the learned Special Judge Excise, West Champaran at Bettiah in connection with Nadi P.S. Case No. 20 of 2018.

**(Prakash Chandra Jaiswal, J)**

Trivedi/-

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